

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**DAVID W. WOOD,**

**Plaintiff,**

**v.**

**Civil Action No. 3:15-cv-00594-MHL**

**CREDIT ONE BANK, N.A., et al.,**

**Defendants.**

**PLAINTIFF'S MOTION TO STRIKE  
TESTIMONY AND OPINIONS OF JAMES LYNN**

Pursuant to Federal Rule of Evidence 702 and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993), Plaintiff David Wood, by Counsel, moves the Court to exclude the testimony and opinions of the Rule 26(a)(2) disclosed witness offered by Defendant Credit One Bank.

Respectfully Submitted,

\_\_\_\_\_  
/s/

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 31st day of August, 2016, I will file a true and correct copy of the foregoing using the Clerk's CM/ECF system, which will automatically send a notice of electronic filing (NEF) to the following Counsel of Record:

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***Counsel for Credit One Bank***

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